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## Sierra Grande Broadcasting PO Box 51 Des Moines, New Mexico 88418-0051

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**FCC - MAILROOM** 

October 9,2002

Federal Communications Commission 445 Twelfth Street, SW Washington, DC 20554

Refer: MM Docket 02-160

RM-10472 (Baker, Nevada)

I hereby withdraw my petition for rule making for a FM allotment of 296C at Baker, Nevada. On October 2, 2002, I made my second visit to Baker. While I was driving through the community, I realized that I could not justify Baker as a community of license.

Baker School and the Senior Activity Center are in the southwest part of the community. The business district consist of Silver Jack Gift Shop and Hotel, the Outlaw Restaurant was for sale, the campground was for sale, the T & D Grocery and Restaurant had an "Open" sign on the door, a Sinclair gas station is of the control card type. Nevada Bell has an automated terminal. The antenna on the equipment shelter is pointed northeast (toward Utah, in the general direction of the Border Inn). There are about twenty to thirty houses and mobile homes.

The Border Inn is a motel, Phillips 66 truck stop, and a recreational vehicle park complex on the Utah - Nevada border on the south side of US Highway SO. From what I found on the Internet, the Border Inn gets its telephone service out of Baker

According to my records, I started driving between the Great Plains and a church resort, north of San Francisco, California, in May 1989. As I enter Nevada, from Utah, I kept seeing a sign that the litter control program for part of **US** Highways 6 & 50 was done by Baker School. One of the times that I was returning from the resort, I decided to go into Baker for a very quick

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look. From the northern intersection, I saw a nice looking, stand alone Post Office building, a nice red brick house with a sunroom on the south side, and the business district that had people walking around. From that point, I saw houses and mobile homes, but I did not see the school. Without driving through the rest of the town, I left.

I am going to wait before deciding if I will petition for the possible 296C allotment for Ely, Nevada. A transmitter site in the Schell Creek Range will cover a lot of the area that would have been covered by the Baker FM station. The mountains in the Snake Range will block some of the signal to the east and southeast of a Schell Creek Range transmitter site. Cave Mountain is not be the highest peak in the Schell Creek Range, but it has a nice, east view of **US** Highway SO.

I am still at the talking stage for possible transmitter sites for my petition for Eureka, Nevada 300C (RM 02-162). One of the sites that is under consideration is 3,235 m above mean sea level Diamond Peak, northeast of Eureka. If this ends up as the transmitter site for the Eureka FM station, the Ely area would be within the obstructed, but protected ( $60 \, dB\mu$ ) contour of the Eureka FM station. The Diamond Mountains will block any FM signal from Ely, from getting to Eureka. I lose the signals from the Ely FM stations long before I lose the signal from KELY. I lose the signal from KELY long before I get to Eureka.

Willison H. Gormly